October 23, 2003

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FEDERAL ELECTION
COMMISSION
OFFICE OF GENERAL
COUNSEL

Lawrence H. Norton, General Counsel Office of General Counsel Federal Election Commission 999 E Street, N.W. Washington D.C. 20463

MUR # 5393

Re: Complaint and Request for Investigation Into Use of County Political Committee As Straw Donor for Congressional Candidate's Campaign By Magla Products, LLC and its President Jordan Glatt

Dear Counsel:

Please be advised that the Summit City Republican Committee at Post Office Box 572, Summit, New Jersey 07901, files this complaint, pursuant to the Federal Election Campaign Act (hereinafter referred to as the "Act"), as amended at 2 *U.S.C.A.* § 437g(a)(1) and Federal Election Commission (hereinafter referred to as "Commission") regulations, 11 *C.F.R.* § 111.4, with respect to contributions made in October 2002 by Magla Products, LLC, a registered New Jersey corporation with its principal offices located at 159 South Street, Morristown, New Jersey made by and through its President, Jordan Glatt, who resides at 141 Oak Ridge Road, Summit New Jersey to the Union County Democratic Committee for the explicit purpose of aiding the campaign of Timothy Carden for the United States Congress in the Seventh Congressional District of New Jersey. Based on the facts presented herein, we are confident that the Commission will want to investigate this matter in the interests of enforcing blatant violations of the Act and Commission regulations.

Based on public information contained in reports filed with the Commission and the New Jersey Election Law Enforcement Commission ("ELEC") during the 2002 general election and written statements made by Jordan Glatt and Bryan Burrough in the *Summit Independent Press*, and upon information and belief, we believe that a simple investigation by the Commission will reveal that: (1) Jordan Glatt exceeded contribution limits pursuant to the Act and Commission regulations, 11 *C F R* § 110.1(b)(2002), when his company, Magla Products, LLC, contributed

\$15,000 to the Union County Democratic Committee for the purpose of serving as a straw donor and/or expending funds on behalf of Timothy Carden via the Carden for Congress Committee; (2) Magla Products, LLC, as a duly registered New Jersey Limited Liability Corporation, is in violation of the Act and Commission regulations with respect to making an illegal corporate contribution based on its non-partnership filing status under the Internal Revenue Code and regulations in violation of $11\ C\ F.R\ \S\ 114.2\ (2002)$, or in the alternative, for its failure to attribute said contributions to its partners within the allowable limits pursuant to the Act and Commission regulations under $11\ C.F.R\ \S\ 110.1(g)\ (2002)$; and (3) Glatt also violated the Act and Commission regulations, $11\ C.F.R\ \S\ 110.1(b)(2002)$ by making a \$5,000 contribution on September 11, 2002 to the New Jersey Democratic State Committee; which thereafter, was passed onto the Carden for Congress Committee on October 19, 2002 as a "Party Coordinated Expenditure."

Commission reports display two \$1,000 contributions from Jordan Glatt on February 31, 2002 and April 8, 2002 to the Carden for Congress Committee (Exhibit 1). The total amount of \$2,000 would meet the allowable limits as imposed by the Act and Commission regulations for the 2002 primary and general elections respectively. Obviously, these contributions are legal so long as properly designated.

Nevertheless, upon review of the New Jersey ELEC reports, Jordan Glatt made contributions totalling \$15,600 immediately before the general election for U.S. Congress between October 7, 2002 and October 24, 2002. (Exhibit 2). Based on the Union County Democratic Committee's quarterly report filed with ELEC January 15, 2003, the Union County Democrats expended all or a portion of these funds on the behalf of the Carden for Congress Committee during the same time period, that may include, but is not limited to the following expenditures:

- (1) October 8, 2002 to Message and Media, located on 65 Church Street, New Brunswick, New Jersey, production mailer GUC-02-101, in the amount of \$15,300 (check #3224).
- (2) October 8, 2002 to Message and Media, located on 65 Church Street, New Brunswick, New Jersey, production mailer GUC-02-1S01, in the amount of \$11,420 (check #3225).
- (3) October 8, 2002 to Message and Media, located on 65 Church Street, New Brunswick, New Jersey, production mailer GUC-02-D01, in the amount of \$18,155 (check #3226).
- (4) October 9, 2002 to Message and Media, located on 65 Church Street, New Brunswick, New Jersey, production mailer GUC-02-P01, in the amount of \$22,000 (check #3229).
- (5) October 10, 2002 to Postmaster located on North Broad Street, Elizabeth, postage, GUC-02-P01, in the amount of \$15,890.

(6) November 5, 2002 to Carden for Congress, in the amount of \$750 (check #3369).

Additionally, the Commission should also look into Glatt's \$5,000 contribution on September 11, 2002 to the New Jersey Democratic State Committee that was passed onto the Carden for Congress Committee on October 19, 2002 as a "Party Coordinated Expenditure" specifically for a poll conducted by Beneson Strategy Group. (Exhibit 3a-c)

Our belief that the Union County Democratic Committee was used as a straw donor to circumvent federal contribution limits—although initially difficult to prove—has now been admitted by Mr. Glatt himself as follows:

Republicans are criticizing the Democratic candidate for mayor, Jordan Glatt, for political contributions he made to the state and Union County Democratic committees. . . . In the final weeks Mr. Glatt explained his contributions to a 2002 Congressional campaign was to support a friend, Tim Carden. . . .

[Summit Independent Press, Oct. 22, 2003, page 1, para 9. (Exhibit 4)].

Moreover, not only has Mr. Glatt made this surprising admission to using the Union County Democratic Committee as a straw donor to Carden's campaign, but one of his volunteers has confirmed it in a recent letter to the editor that he was personally told by Jordan Glatt the following:

-- Jordan did tell me he wanted to set the record straight on one point. Someone in John's camp unearthed the not-so-startling fact that Jordan had contributed money to a Union County political committee. Jordan made contributions earmarked for his friend Tim Carden, who was running for Congress at the time.

[Bryan Burrough, identified as a volunteer for Jordan Glatt, Letter to the Editor, *Summit Independent Press*, Oct. 22, 2003, p. A11) (Exhibit 5)].

Upon the drafting of this complaint, another surprising admission has been dispatched by Mr. Glatt's Campaign Chairperson, Terry Turko, via an electronic mail message dispatched to campaign volunteers on October 23, 2003, which states in pertinent part that "Jordan's only contributions to the County Democrats-were for a friend who was running for Assembly and lost." (Exhibit 5). Apparently, Ms. Turko is confused about whom Mr. Glatt was supporting, but it further demonstrates Glatt's pattern of using the Union County Democratic Committee to launder money to the Carden for Congress Committee.

>



Individual Contributions Arranged By Type, Giver, Then Recipient

Contributions to Political Committees

GLATTT, JORDAN MORRISTOWN, NJ 07962 :

CARDEN, TIMOTHY
VIA CARDEN FOR CONGRESS

102721/0002

03/31/2002 1000.00

- 22991150009

GLATUT, JORDAN'' MORRISTOWN, NJ 07962 MAGLA PRODUCTS LLC/MANAGER

CARDEN, TIMOTHY
VIA CARDEN FOR CONGRESS

04/08/2002

1000.00

22991667827

GLATT, JORDAN SUMMIT, NJ 07901

HOLT, RUSH DEW
VIA RUSH HOLT FOR CONGRESS INC

10/31/1998

1000 00

98034080309

GLATT, JORDAN SUMMIT, NJ 07901 MAGLA PRODUCTS

CORZINE, JON S
VIA CORZINE 2000 INC

10/04/1999

1000.00

20020031599

DEMOCRATIC SENATORIAL CAMPAIGN COMMITTEE

06/19/2003

20000 00

23020292489

HOLT, RUSH DEW
VIA RUSH HOLT FOR CONGRESS INC

EXHIBIT 1

Glatt Contributions to Tim Carden

NOTE: "Output to File" creates a comma-delimited text file containing this contribution information and sends it to your PC. You may use your spreadsheet or database application of choice to view the file.

Candidate or PAC Name: UNION COUNTY DEMOCRATIC CMTE POLITICAL ACTION COMMITTEE, 2002

Contributor Name	A'ddress	Contrib. Date	Contrib. Amount	Occupation	Employer
<u>LEPORE,</u> <u>CHRIS</u>	9 RUTH CT SUCCASUNNA, NJ 07876	17-SEP-2002	\$2,250 00	INSURANCE	FIRST UNION SALESMAN WAYNE, NJ 07470
CORZINE, ION	25 LENOX RD SUMMIT, NJ 07901	17-OCT-2002	\$37,000 00	POLITICAL	us senator
GLATT, JORDAN	141 OAK RIDGE AVE SUMMIT, NJ 07901	24-OCT-2002	\$100 00	OTHER	MAGLA PRODUCTS MORRISTOWN, NJ 07901
GLATT. JORDAN	141 OAK RIDGE AVE SUMMIT, NJ 07901	09-OCT-2002	\$500 00	OTHER	MAGLA PRODUCTS MORRISTOWN, NJ 07962
PLANNERS DIVERIFIED	382 SPRINGFIELD AVE SUMMIT, NJ 07901	04-JUN-2002	\$250 00		
PLANNERS DIVERSIFIED	382 SPRINGFIELD AVE SUMMIT, NJ 07901	14-SEP-2002	\$250 00		
BATTAGLIA, THOMAS	76 apple tree row Berkeley Heights, NJ 07902	17-SEP-2002	\$250 00	LEGAL	self employed Berkeley Heights, nj 07902
BATTAGLIA, THOMAS	76 APPLE TREE ROW BERKLEY HEIGHTS, NJ 07902	27-OCT-2002	\$40 00		
BERNIER DANIEL	i Glenside Park Berkeley Heights, nj 07922	10-JUN-2002	\$250 00		COUNTY OF UNION ELIZABETH, NJ 07207
BERNIER DANIEL	1 Glenside PK Berkeley Heights, NJ 07922	26-SEP-2002	, \$100 00	OTHER	COUNTY OF UNION ELIZABETH, NJ 07207

Records: 471 - 480 / 608 Page: 48 / 61

NOTE: "Output to File" creates a comma-delimited text file containing this contribution information and sends it to your PC. You may use your spreadsheet or database application of choice to view the file.

Contributor Name	Address	Contrib. Date	Contrib. Amount	Candidate or PAC Name	Occupation	Employer
MAGLA PRODUCT INC	1006 CLINTON AVE IRVINGTON, NJ 07111	31-MAY-1985	\$800 00	Shapiro, Peter Primary Election, 1985		
MAGLA PRODUCTS	700 SHUNPIKE RD CHATHAM, NJ 07928	30-SEP-1993	\$1,500 00	Macinnes, Gordon A General Election, 1993		
MAGLA PRODUCTS	P O BOX 1934 MORRISTOWN, NJ 07962	07-OCT-2002	\$15,000 00	UNION COUNTY DEMOCRATIC CMTE POLITICAL ACTION COMMITTEE, 2002		
MAGLA PRODUCTS INC	1066 CLINTON AVE IRVINGTON, NJ 07111	07-JUN-1989	\$1,000 00	Florio, James J General Election, 1989		

elect the fields on which you wish to sort by clicking	
Click the "Sort" button to execute th	ie sort.
Available sorting options	Sort results on.
Candidate or PAC Name	
Contributor Name	
Amount	
Zip	1 1
Date of Contribution	
Occupation	
Employer Name	
[Linployer Haine	

EXHIBIT 2

Glatt Contributions to Union County Democratic Committee



08/22/2000

500 00

20036103235

GLATT, JORDAN M.

SUMMIT, NJ 07901

MAGLA PRODUCTS LLC/PRESIDENT

KERRY, JOHN F

VIA JOHN KERRY FOR PRESIDENT INC

01/30/2003

1000 00

23990737777

GLATT, JORDAN M.

SUMMIT, NJ 07901

MAGLA PRODUCTS/ADMINISTRATORS/OFC

NEW JERSEY DEMOCRATIC STATE COMMITTEE

-09/11/2002

5000 00

23991167215

Total Contributions: 30500.00

Joint Fundraising Contributions

These are contributions to committees who are raising funds to be distributed to other committees The breakdown of these contributions to their final recipients may appear below

GLATT, JORDAN

MORRISTOWN, NJ 07962

MAGLA PRODUCTS INC

COLORADO SENATE 2002

02/20/2002

1000.00

22020210959

GLATT, JORDAN

SUMMIT, NJ 07901

MAGLA PRODUCTS LLC/PRESIDENT

DEMOCRATIC UNITY

06/29/2001

20000.00

21990344310

Total Joint Fundraising: 21000.00

Recipient of Joint Fundraiser Contributions

These are the Final Recipients of Joint Fundraising Contributions

GLATT, JORDAN

SUMMIT, NJ 07901

MAGLA PRODUCTS

EXHIBIT 3a

Glatt Contributions to NJ Democratic State Committee



Presented by the Federal Election Commission

Committees Who Gave To This Candidate

THE CANDIDATE

Contributor's Name	Date	Amount	Image Number		
PARTY COORDINATED EXPENDITURES					
DEMOCRATIC CONGRESSIONAL CAMPAIGN COMMITTEE	07/31/2002	7539 00	22991640510		
NEW JERSEY DEMOCRATIC STATE COMMITTEE	09/10/2002	14760 00	23991167294		
NEW JERSEY DEMOCRATIC STATE COMMITTEE	10/09/2002	5000.00	23991685484		
NEW JERSEY DEMOCRATIC STATE COMMITTEE	10/09/2002	20000 00	22992463990		
NEW JERSEY DEMOCRATIC STATE COMMITTEE	10/11/2002	10000.00	. 22992463990		
NEW JERSEY DEMOCRATIC STATE COMMITTEE	10/11/2002	26858.00	22992463990		
INDEPENDENT EXPENDITURE ON BEHALF OF THE CANDIDATE					
Planned Parenthood Action Fund Inc	10/14/2002	2.00	22992444878		

CARDEN FOR CONGRESS

PRINCIPAL CAMPAIGN COMMITTEE OF THE CANDIDATE

Contributor's Name	Date	Amount	Image Number	
CONTRIBUTIONS				
AFFILIATED COMPUTER SERVICES INC PAC	05/24/2002	5000 00	<u>23990623576</u>	
AMERICAN FEDERATION OF STATE COUNTY & MUNICIPAL EMPLOYEES - P E O P L E. QUALIFIED	07/31/2002	3000 00	22991631932	
AMERICAN FEDERATION OF STATE COUNTY & MUNICIPAL EMPLOYEES - P E O P L E. QUALIFIED	09/25/2002	2000 00	22992333625	
TO THE LETTER A FILE		EX	HIBIT 3b	

EXHIBIT 3b

NJ Democratic State Committee Contributions to Tim Carden

PDF

TO REPORTS INDEX NEW SEARCH NEW ADVANCED SEARCH

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ON REHALF OF CAN			

ON BEHALF OF CARDIDATES FOR FEDERAL OFFICE						
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EXHIBIT 3c

Image #2399168584 - Expenditure from NJDSC for Tim Carden

keley Heights, Chatham Borough, Chatham Township, Madison, Millburn-Short Hills, New Providence, Long Hill Township and Summit

October 22, 2003

Issue of campaign contributions surfaces

By LIZ KEILI

other at the county at state level"

to the state and Union County Decandidate for mayor, Jordan Glatt, cans are criticizing the Democratic SUMMIT - In the final weeks before the Nov. 4 election, Republimocratic committees for political contributions he made

re-activate the Rahway Valley Rail-

taxes; Governor James E

A S

city residents ley rail line, a move opposed by Common Council and numerous makes the point that Mr Glatt mit Republican City Committee backed Democrats who supported the re-activation of the Rahway Val-A statement issued by the Sumconsistency, saying one thing at the sues," Mr Maher said "But it does local level while funneling funds to raise a question about Jordan's inroad He said some of Mr Glatt's the state to re-activate the line. county entered an agreement with contributions were made after the

I would rather talk about is-

Wednesday, Oct. 15 ate for mayor, raised the issue at League of Women Voters debate John Maher, the Republican can-

Democrats at county and state lev-

spond to the accusation during the important to use such tactics. debate, saying the election was too Mr. Glatt said he refused to re-

Both mayoral candidates are current

members of Summit's Common John Maher would stoop to that" In a telephone interview, Mr Glatt said, "I am incredulous that

Mr Glatt explained his contribu-

be saying one thing locally and andeserve an explanation He seems to Mr. Maher said, "I think the voters in a telephone interview later,

> Union County freeholders' action to Greevey's cuts in education and the ly supports high state and county through his contributions, essential-Maher said Mr Glatt, was running against the GOP's Michael Ferguson He is shocked, Mr Glatt said, that Summit's Relengths to look into his personal fipublican Party would go to such

said, who serves with him on the Mayor Walter Long, who is a Rety in Madison. Mr. Glatt pointed out Board of Trustees at Drew Universibutions to friends," he said. In June, to the campaign of current Summit ate candidate Blair Macinnes, hat he contributed an equal amount 2003, he contributed \$2,200 to sen-"I often make campaign contri-

the train sooner, why didn't he speak link this up to the situation with the Rahway Valley Railroad," he said, knew about the plan to re-activate about six months ago. If John Mahei "but that issue didn't come up until "The Republicans are trying

his company. Magla Products, con-tributed a total of \$23,800 to De-GOP City Committee, Mr Glatt and According to the statement by the

paign was to support a friend, Tim Carden, formerly of Summit, who tion to a 2002 Congressional cam-

> mocrats, including \$15,600 to the tee, in October 2002 Union County Democratic Commit-

still saying publicly that they had Railroad to reactivate the former tract three months earlier, in July he railway nade no commitment to reactivate October 2002, the freeholders were Rahway Valley right-of-way. But in 2002, with the Morris and Essex The freeholders had signed a con-

railroad situation, by not informing Chosen Freeholders handled the the state and the M&E constituents of its agreement with not happy with the way the Board of Mr Glatt emphasized that he is

\$23,800 in campaign contributions proves he is a strong supporter of Jim McGreevey and his tax and ten statement issued by the Republican City Committee. "Throughout McGreevey organization. However, tempted to divest himself from the this campaign, Jordan Glatt has at-Michael Vernotico said in the writ-Summit GOP spokesman

> Republicans are not without fault in Rahway Valley Railroad rounding the reactivation of the lack of public information sur-Mr Glatt has suggested that local

'Supporting Summit?'

sory Board "Shouldn't they be sup-porting Summit?" he asked at the council meeting meeting, Mr. Glatt questioned the presence of former Summit Mayor Union County Transportation Advient Rosemary Bariexca on the rank Lehr and East Summit resi-At an Oct. 7 Common Counci

said she has spoken with Summit's representatives and did not want to Council President Cindy Martin

them off." get into personality issues.

Mr. Glatt told the Independent Press, "If those were Democrats on heans would be screaming the transportation board, the Kepub-

are appointed by Common Council The representatives to that board



to help clean up park Volunteers invited

By LIZ KEILL

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EXHIBIT 4 Glatt Statement in the Independent Press

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Letters to the Editor

Should one family hold two elected offices?

To the editor

There is a factor in the upcoming Madison Borough Council election that troubles me, and that I think needs to be a major consideration for voters

Democratic candidate John Elias' wife Melissa is a member of the Madison Board of Education This creates an unavoidable conflict-of-interest situation any time the two bodies of elected officials must deal with an issue that affects both the school district and the borough Also, if a school budget is turned down by the voters, it is Borough Council that must make the final determination as to what amount to approve.

Of course, Mr Elias could recuse himself in any such situation But why elect someone when there is the potential for him to have to do so repeatedly? (In fact, due to his conflict he already had to decline answering a question at last Monday's Candidates' Forum)

Likewise, Mrs. Elias would have no choice but to recuse herself from any Board of Education issues that involved dealings with the borough, with the result being that both governing bodies would be impaired.

I have no reason to believe that Mr. and Mrs Elias aren't fine people with good intentions, but even putting the conflict issue aside, only 11 people in Madison — six on the Borough Council and five on the Board of Education — vote on what we pay in property taxes every year For two of those votes to come from one household, especially when there is a field of good council candidates to choose from, is simply wrong.

> Robert Martorana-Madison

Political gifts. Glatt team responds

To the editor.

I'm a volunteer working for Jordan Glatt's mayoral campaign and, like a number of those in attendance, I was alarmed by what transpired at last week's League of Women Voters forum for the candidates running in Summit elections

Jordan's opponent, John Maher, startled many in the audience by making a series of accusations against Jordan Jordan declined to respond in kind, saying he didn't want to engage in this kind of behavior. But afterward, concerned that similar accusations might arise on the eve of election — at a point when Jordan could not respond publicly — Jordan did tell me he wanted to set the record straight on one point \

Someone in John's camp unearthed the not-so-startling fact that Jordan had contributed money to a Union County political committee. At the debate, John trumpeted this finding by alleging that Jordan had given thousands of dollars in gifts to Union County politicians

This is just silly. Jordan made contributions earmarked for his friend Tim Carden, who was running for Congress at the time Jordan gave money to Tim just as he's made contributions over the years to any number of local candidates, both Democrats and Republicans, including Mayor Walter Long.

Jordan sincerely hopes everyone involved in the Summit elections will refrain from making baseless accusations as we near election day

Bryan Burrough





MULCH-A-THON - A shovel, a rake, a couple wheelbarrows Thon at St. Vincent Martyr School in Madison. Spreading 30 Center are school dads, from left, Ed Timmes, Tom Miller and DeLuca and Ted Ryan. The thousands of dollars worth of mul

Election 2003: Endorsem

Caliber of candi

The Independent Press does not routinely endorse political candidates . because routine candidates don't deserve to be endorsed

At times the Independent Press has even declined to endorse superior candidates The most frequent reason - in our often one-party towns is because it served no purpose to endorse the front runner coming down the homestretch to finish as the odds-on favorite. An endorsement under those conditions_inst_mlee_and on the long-she

EXHIBIT 5 (1 of 2)

And yet there dorsement is a dates who have munity, and have on local issues.

second

Burrough Letter to the Editor in the Independent Press

group Commi

chair of the to

program that s

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justment, is a f

Planning Boar

Millburn Boar

a former truste

Ms Haimo

Timing raises resignation questions

----Original Message----> > From: Jordan Glatt [mailto:jordanglattformayor@hotmail.com] > > Sent: Wednesday, October 22, 2003 7:54 AM > > To: > > Subject: Message from our chairperson > > > > > > H1, to all of our valuable volunteers. I am the campaign chairperson who some of you have met and many > > have not. > > I have lived in our Summit for lots of years bringing up three kids > > realizing how lucky I am to have had Summit in which to do that. My one > > qualification for this job is that I have a political addiction. > > I suppose > > as addictions go this one is not the worst, but my husband might have a > > different opinion. I have worked on lots of campaigns, little, big, > > Republican, and Democrat. This campaign is a once in a lifetime > > experience >> for me - Jordan is the best and Summit deserves him. > > As you all know, Summit has always had a mayor of the same > > political party > > and there have been very few elections because usually the > > Republicans have > > chosen their Mayor and he/she ran unopposed. TIMES HAVE CHANGED' > > The town > > has changed and this is all progress of a very good kind. You are > > now part > > of the effort to help the town keep up with that change. I want > > to thank you >> in advance, for being a part of an historic election. An election > > that for > > the first time has engaged so many Summit people in being a part of > > future, rather than standing back and watching it happen. > > NOW! The most important part of this is giving Jordan as much of > > our time > > as possible in the next two weeks to make sure the right result > > comes about. > > I know that Valerie (our volunteer chairperson extraordinaire) > > has talked to > > most of you and she is organizing the phone banks with Amy Coons > > and getting people to go on sign runs, brochure blitzes, and a million other > > things > > which Jordan and I are `ssoooo grateful for. > > I now want to invite you to two events where you can see Jordan > > AND help get > > our word out. The first is the FOOTBALL GAME ON Sat. Oct. 25th. We are > > going to gather with balloons, food, and a lot of good cheer at > > 12:30 in the > > parking lot. If you have T-shirts, wear them, bring a sandwich > > and we will

EXHIBIT 5 (2 of 2)

Turko email to campaign volunteers